

Minutes of the June 30, 2000 Meeting
City Council Chambers of Newport Beach
3300 Newport Beach
Newport Beach, California

1. Chair Withers called the meeting to order at 9:30 a.m.

Board Members Present

Board Members Absent

John Withers, Chair
Melody Henriques, Vice-Chair
Carole Beswick
Jose Solorio
Irv Pickler
Seymour Van Gundy

Rodger Siems

Staff Members Present

Gerard J. Thibeault, Executive Officer
Kurt V. Berchtold, Assistant Executive Officer
Joanne E. Schneider, Environmental Program Manager
Barbara Laffoon, Secretary
Gary Stewart, Chief, Regulations
Dixie Lass, Chief, Land Disposal
Terri Reeder, Associate Engineering Geologist
Mark Smythe, Chief, Storm Water
Wanda Smith, Chief, Basin Planning-Coastal Waters
Hope Smythe, Chief, Basin Planning-Inland Waters
Stephanie Gasca, Environmental Specialist

State Board Representative

Mary Jane Forster

Legal Counsel

Ted Cobb

Public Attendance

Rod Cruze, City of Riverside
Don Williams, City of Corona
Laura Davick, Alliance to Rescue Crystal Cove
Ralph Bauer, City of Huntington Beach
Chris Westin, Orange County CoastKeeper
Paul Modley, United Strategies, Inc.
Katherine O'Connor, Orange County Water District

2. Public forum

Laura Davick, Alliance to Rescue Crystal Cove, presented a video taken June 13 during a spill affecting Crystal Cove State Park.

Garry Brown, Orange County CoastKeeper, referred to the presentation by Dr. Ford at the May 19 Board meeting and an analysis Dr. Ford submitted several weeks ago. Mr. Brown's organization hired consultants to review that information. Mr. Brown requested that an item be placed on the next agenda so that CoastKeeper may make a presentation of their findings. Chair Withers said Regional Board staff would consider his request and respond to him.

Jerry King, former Board Member, was joined by Board Members, staff, and attendees in recognizing Executive Officer Thibeault on his 25 years of service with the California Regional Water Quality Control Board.

3. Approval of Minutes of May 19, 2000 meeting

There being no additions or corrections, the minutes of the regular board meeting held on May 19, 2000, were approved as presented.

4. Approval of Consent Calendar Items

Due to discharger concerns about compliance with provisions in their tentative orders that implement the California Toxics Rule implementation policy (recently adopted by the State Regional Water Quality Board), Executive Officer Thibeault requested that Items No. 5 (City of Riverside Regional Water Quality Control Plant), No. 8 (Inland Empire Utilities Agency, Regional Plant No. 1), No. 9 (Inland Empire Utilities Agency, Regional Plant No. 2), and 13 (Cease and Desist Order, Inland Empire Utilities Agency, Regional Plant No. 2) be postponed.

The discharger has requested additional time and asked that Item No. 7 (Great Lakes Chemicals) be rescheduled.

Items No. 6, AES Huntington Beach LLC, and No. 12, Silverado Constructors were removed from the consent calendar to permit public comments.

Action: It was moved by Member Beswick, seconded by Member Pickler, and unanimously carried that the Board adopt Order No. 00-43 with errata for the City of Corona and Order No. 00-50 with errata for Inland Empire Utilities Agency.

6. Renewal of Waste Discharge Requirements - AES Huntington Beach LLC - Order No. 00-05

Garry Brown, Orange County CoastKeeper, requested that the Board postpone any decision on this item. Mr. Brown felt that the Regional Board had failed to properly notify Mr. Brown and his attorney of the hearing. He also voiced his concerns with maximum load calculations and anti-degradation analysis. Gary Stewart, Chief, Regulations, explained the notification process. Staff also responded to the other concerns of Mr. Brown.

Action: It was moved by Member Solorio, seconded by Member Beswick and unanimously carried that the Board adopt Order No. 00-05, NPDES No. CA00011163 with errata.

12. Amendment of Waste Discharge Requirements for Silverado Constructors, Denitrification Facility

(Information pertaining to this item is contained in a verbatim transcript.)

Bob Caustin, Defend the Bay, presented what he perceived as problems in addition to that of the phosphorus exiting this facility. Staff member Schneider responded to his concerns.

Legal Counsel Ted Cobb explained that the Board was dealing only with an amendment meant to address the limitations for phosphorus. Any other discharge problems would need to be considered at a different time.

Action: It was moved by Member Henriques, seconded by Member Van Gundy and unanimously carried that the Board adopt Order No. 00-62 NPDES No. CA8000390 to Amend Waste Discharge Requirements for Silverado Constructors.

Board Member Solorio requested that the Staff look at the selenium discharge as suggested by Mr. Caustin.

14. Presentation by Representatives of City of Huntington Beach

City of Huntington Beach Council Member Ralph Bauer addressed the Board regarding ocean water contamination and stressed that the City of Huntington Beach strongly supports all efforts to eliminate threats to health, environment, and beaches as a result of such contamination.

15. Administrative Civil Liability Company, Compass Homes

Executive Officer Thibeault advised the Board that this item had been settled. In addition to a payment to the Cleanup and Abatement account, Compass Homes has pledged a major public outreach effort by sponsoring and funding a Storm Water Management construction seminar for each of the three counties in the Santa Ana Region.

16. Clean Water Act, Sections 319 and 205[j] Grant Proposals

Wanda Smith, Chief, Basin Planning (Coastal Waters), presented the recommendations for priority rankings of Water Quality Planning and Nonpoint Source Grant Proposals.

Nonpoint Source Program 319(h) Project List:

1. Orange County CoastKeeper Santa Ana Watershed Project volunteer Monitoring and Public Outreach Project - \$201,875

Water Quality Planning 205(j) Projects List:

1. SAWPA Development of a Lake Elsinore and Canyon Lake Nutrient Sources Assessment - \$125,000
2. County of Orange, Public Facilities and Resources Department Investigation of Nitrates in the Shallow Groundwater of Peters Canyon Wash - \$125,000
3. City of Huntington Beach Videotaping Sewer Pipelines - \$125,000

17. Hazardous Waste and Sewage Spill Incident Report

Staff provided the Board with a list of incidents occurring since those reported at the May 19 Board meeting.

18. Executive Officer's Report

Executive Officer Thibeault briefly discussed the status of Item No. 2 of the Executive Officer's Report, Update on the Water Quality Assessment, and noted that Staff is working very closely with staff of the Southern California Coastal Water Research Project to develop the monitoring program for three watersheds.

19. Regional Board Member Communications

There was none.

20. Closed Session

There was none.

21. Adjournment

At 9:45 a.m. Chair Withers adjourned to the regular meeting of August 25, 2000, at the Orange County Water District at 9:00 a.m. To avoid confusion, Board consensus is that all meetings will begin at 9:00 a.m., regardless of location.

Respectfully submitted:

GERARD J. THIBEAULT
Executive Officer

/bjl